

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Shevani Patel	Team: Squad #3	CCRB Case #: 201501647	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Sat, 02/28/2015 7:40 PM	Location of Incident: [REDACTED]	Precinct: 90	18 Mo. SOL 08/28/2016	EO SOL 8/28/2016	
Date/Time CV Reported Sat, 02/28/2015 8:33 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 03/09/2015 2:06 PM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. SGT Theohari Koumniotes	4591	[REDACTED]	090 PCT
2. An officer		[REDACTED]	090 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POF Suzanne Forste	24220	[REDACTED]	090 PCT
2. POF Robin Scott	19709	[REDACTED]	090 PCT
3. POM Carlos Posada	13498	[REDACTED]	090 PCT

Officer(s)	Allegation	Investigator Recommendation
A. An officer	Force: An officer pointed his gun at § 87(2)(b) [REDACTED]	[REDACTED]
B. SGT Theohari Koumniotes	Force: Sgt. Theohari Koumniotes used physical force against § 87(2)(b) [REDACTED]	[REDACTED]

Case Summary

On February 28, 2015, Captain Patrick Davis of the 90th Precinct filed the following complaint on behalf of § 87(2)(b) over the phone with IAB. IAB generated log number 15-5551 and referred the case to the CCRB on March 9, 2015.

On March 12, 2015 and on March 18, 2015, letters were sent to § 87(2)(b). One of these letters was returned by the United States Postal Service on March 25, 2015. From March 12, 2015 to March 23, 2015, § 87(2)(b) was called five times. Messages were left each time. On March 12, 2015, § 87(2)(b)'s mother, § 87(2)(b) called the undersigned. She said that § 87(2)(b) was not home and did not have a cell phone, but she agreed to relay a message to him. On March 19, 2015, § 87(2)(b) left the undersigned five voicemails. To date, § 87(2)(b) has not responded to the undersigned's further attempt to obtain a statement. On March 25, 2015, a search of the NYC Department of Correction website did not indicate that § 87(2)(b) was incarcerated.

This case was returned to the undersigned on June 2, 2015. Attorney Roger Smith advised the undersigned to make additional contact attempts to § 87(2)(b). On June 2, 2015, a voicemail was left for § 87(2)(b). On June 3, 2015, the undersigned spoke with § 87(2)(b) who took a message for § 87(2)(b) and requested that he be called back later that day. He was called twice more that day. A voicemail was left on the first call, and on the second call, § 87(2)(b) answered and provided a telephone statement. § 87(2)(b) scheduled a sworn statement for June 8, 2015. He was informed that should he not be able to make it, he should notify the undersigned as no further contact attempts would be made to him. On June 8, 2015, § 87(2)(b) failed to appear to his scheduled interview without contacting the CCRB. On that same day, a search of the NYC Department of Correction website did not indicate that he was incarcerated. § 87(2)(g)

§ 87(2)(g)

Team: _____

Investigator: _____
Signature _____ Print _____ Date _____

Supervisor: _____
Title/Signature _____ Print _____ Date _____

Reviewer: _____
Title/Signature _____ Print _____ Date _____

Reviewer: _____
Title/Signature _____ Print _____ Date _____